

**MINUTES  
LANCASTER COUNTY BOARD OF EQUALIZATION  
TUESDAY, DECEMBER 7, 1999  
COUNTY COMMISSIONERS CHAMBERS  
FIRST FLOOR, COUNTY-CITY BUILDING  
1:30 P.M.**

Commissioners Present: Kathy Campbell, Chair  
Linda Steinman  
Bob Workman

Commissioners Absent: Larry Hudkins, Vice Chair  
Bernie Heier

Others Present: Norm Agena, County Assessor  
Kerry Eagan, Chief Administrative Officer  
Dave Johnson, Deputy County Attorney  
Bruce Medcalf, County Clerk  
Gwen Thorpe, Deputy County Clerk

- 1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, November 30, 1999. (A copy of these minutes is on file in the Office of the Lancaster County Clerk.)**

**MOTION:** Workman moved and Steinman seconded approval of the minutes of the Board of Equalization dated November 30, 1999. On call Campbell, Workman and Steinman voted aye. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

**Approval of 40 additions and deductions to the tax assessment rolls per Exhibit "A". (19992407) (19992429)**

**MOTION:** Workman moved and Steinman seconded approval. On call Campbell, Steinman and Workman voted aye. Motion carried.

- 3) **APPROVAL OF MOTOR VEHICLE TAX EXEMPTIONS:**

**Congregation of Mary Queen  
Gentle Shepherd Baptist Church**

**MOTION:** Steinman moved and Workman seconded approval of motor vehicle tax exemptions for Congregation of Mary Queen and Gentle Shepherd Baptist Church. On call Steinman, Workman and Campbell voted aye. Motion carried.

4) **DENIAL OF A MOTOR VEHICLE TAX EXEMPTION:**

**Lincoln Medical Education Foundation, Inc.**

**MOTION:** Steinman moved and Workman seconded denial of a motor vehicle tax exemption for Lincoln Medical Education Foundation, Inc. because it was untimely filed. On call Workman, Campbell and Steinman voted aye. Motion carried.

5) **SETTING OF A PUBLIC HEARING FOR NOTICE OF VALUATION CHANGE:**

By direction of the Chair a public hearing was set for Tuesday, December 21, 1999 at 2:30 p.m. in the County Commissioners Chambers on the first floor of the County-City Building for notice of valuation change for omitted or undervalued property for Lincoln ARC Housing.

6) **APPEAL FILED ON PENALTY IMPOSED ON PERSONAL PROPERTY FOR THE FOLLOWING:**

**Indian Food Associates of Nebraska (19992352)**

The Assessor recommended a ten percent late filing penalty be assessed.

**MOTION:** Steinman moved and Workman seconded to accept the Assessor's recommendation and assess a ten percent late filing penalty against personal property for Indian Food Associates of Nebraska. On call Steinman, Workman and Campbell voted aye. Motion carried.

7) **ADJOURNMENT:**

By direction of the Chair, the Board of Equalization was adjourned.

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Bruce Medcalf  
County Clerk

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**MOTION:** Workman moved and Steinman seconded approval of the Board of Commissioners minutes dated November 30, 1999. On call Campbell, Workman and Steinman voted aye. Motion carried.

- 2) **CLAIMS:** Approval of all claims processed through Tuesday, December 7, 1999.

**MOTION:** Workman moved and Steinman seconded approval. On call Campbell, Steinman and Workman voted aye. Motion carried.

- 3) **SPECIAL PRESENTATIONS:**

The Commissioners Award of Excellence was presented to Donald Brandt with the Corrections Department.

- 4) **OLD BUSINESS:**

A manager application for Dawn M. Nielsen in connection with a Class E (Beer Off Sale Only) and a Class K (Wine Off Sale Only) liquor license for Whitehead Inc. dba/U-Stop Convenience located at 6600 North 84<sup>th</sup> Street in Lancaster County, Nebraska. (19992281) (19992310) (19992380) (19992373) (19992442)

**MOTION:** Steinman moved and Workman seconded approval of Resolution 99-2442 for a manager application for Dawn M. Nielsen in connection with a Class E and a Class K liquor license for Whitehead Inc. dba/U-Stop Convenience located at 6600 North 94<sup>th</sup> Street in Lancaster County, Nebraska. On call Workman, Campbell and Steinman voted aye. Motion carried.

5) **NEW BUSINESS:**

**A. Grant contracts with Cedars Youth Services to be paid quarterly for the following services:**

1. A full-time Intensive Tracker position to be used by the Lancaster County Detention Expediter, beginning June 1, 1999 and ending May 30, 2000. The County will pay \$19,200. (19992346)

2. Operation of a Juvenile Pre-trial Diversion Program to include a Teen Court Program, beginning July 1, 1999 and ending June 30, 2000. The County will pay \$38,000. (19992347)

**MOTION:** Steinman moved and Workman seconded approval. On call Steinman, Workman and Campbell voted aye. Motion carried.

**B. Addendum to the Fraternal Order of Police, Lodge 32 labor agreement adding a provision for leave sharing for serious illness or injury of Corrections staff. (19992435)**

**MOTION:** Workman moved and Steinman seconded approval. On call Steinman, Workman and Campbell voted aye. Motion carried.

**C. A resolution designating additional building projects previously designated and specifying the amount of the levy of taxes for each project under the Building Fund: (19992368)**

<u>Project</u>	<u>Time Period</u>	<u>Levy per \$100 taxable property value</u>
St. Mary's Building Project	January 1, 2000 to December 31, 2004	0.3169 cents
Health Facilities Project	January 1, 2000 to December 31, 2003	0.2281 cents
County Engineering Building Project	January 1, 2000 to December 31, 2005	0.0785 cents

<b>Motor Vehicle Facilities Project</b>	<b>January 1, 2000 to December 31, 2006</b>	<b>0.1494 cents</b>
<b>Juvenile Detention Facility Project</b>	<b>January 1, 2000 to December 21, 2006</b>	<b>1.6398 cents</b>
<b>Miscellaneous County Projects</b>	<b>January 1, 2000 to December 31, 2000</b>	<b>0.03753 cents</b>

Dave Kroeker, Budget and Fiscal Director, explained that Nebraska Revised Statute §23-120 allows the County to acquire, purchase, construct, renovate, remodel, furnish, equip, add to, improve, or provide a suitable courthouse, jail and other county buildings and a site or sites for such. He added that it allows a levy of up to 5.2 cents per \$100 of taxable property value for such projects. Kroeker added that the projects cannot exceed ten years in duration.

**MOTION:** Steinman moved and Workman seconded approval of Resolution 99-2368. On call Workman, Campbell and Steinman voted aye. Motion carried.

- D. A resolution instituting eminent domain proceedings in connection with real property owned by William E. and Irene L. Leech; Project C55-L-403(1), Tract 3. (19992433)**

**MOTION:** Steinman moved and Workman seconded approval of Resolution 99-2433.

Campbell noted that the Board was given a log of the attempts which the County made to visit with the landowners and that the visitations had been unsuccessful. In order to perform the improvements on Southwest 40<sup>th</sup> eminent domain proceedings are necessary.

**ROLL CALL:** Campbell, Steinman and Workman voted aye. Motion carried.

- E. A resolution instituting eminent domain proceedings in connection with real property owned by Wilton R. and Della Lesoing; Project C55-L-403(1), Tract 14. (19992434)**

**MOTION:** Steinman moved and Workman seconded approval of Resolution 99-2434.

Campbell stated a log of the negotiator's call report was provided and it had been reviewed by the County Board.

**ROLL CALL:** Workman, Steinman and Campbell voted aye. Motion carried.

- F. Authorization of the installation of the following traffic signs in Lancaster County, Nebraska: (19992426)**

- \* Installation of "Stop" signs on McKelvie Road for east and westbound traffic at the North 1<sup>st</sup> Street intersection to provide a four way stop at the intersection.

- \* Installation of "4-way" signs below each "Stop" sign at the intersection.
- \* Installation of "Stop Ahead" signs on McKelvie Road east from North 1<sup>st</sup> Street for westbound traffic and west from North 1<sup>st</sup> Street for eastbound traffic.
- \* Installation of "Stop Ahead" signs on North 1<sup>st</sup> Street north of McKelvie Road for southbound traffic and south of McKelvie Road for northbound traffic.

Don Thomas, County Engineer, stated the resolution would replace temporary signage with permanent signage.

**MOTION:** Steinman moved and Workman seconded approval of Resolution 99-2426. On call Steinman, Workman and Campbell voted aye. Motion carried.

**G. Authorization of the installation of the following traffic signs in Lancaster County, Nebraska: (19992427)**

- \* Installation of guide signs on South Folsom Street south of the ramp to West Van Dorn Street for northbound traffic.
- \* Installation of guide signs north of the ramp to West Van Dorn Street for southbound traffic.
- \* Installation of a guide sign at the intersection of West Van Dorn Street and the ramp to South Folsom Street for traffic approaching West Van Dorn Street.

**MOTION:** Steinman moved and Workman seconded approval of Resolution 99-2427. On call Workman, Steinman and Campbell voted aye. Motion carried.

**H. Recommendation from the Purchasing Agent and the County Engineer to award a bid to haul rock material to the following vendors: (19992423)**

**Project 00-25H - 9,300 (+4.5%) Tons to Waverly Maintenance Yard**

Tri-Bundy Trucking, Inc. (Hauler)	\$1.75/Ton	\$ 16,275
Kerford Limestone (Producer)	\$7.55/Ton	<u>\$ 70,215</u>
		\$ 86,490

**Project 00-26H - 9,700 (+4.3%) Tons to Raymond, NE Stockpile**

Tri-Bundy Trucking, Inc. (Hauler)	\$3.05/Ton	\$ 29,585
Kerford Limestone (Producer)	\$7.55/Ton	<u>\$ 73,235</u>
		\$102,820

**Project 00-27H - 11,000 (+4.8%) Tons to Highway 33 Stockpile**

Westover Trucking, Inc. (Hauler)	\$3.25/Ton	\$ 35,750
Kerford Limestone (Producer)	\$7.55/Ton	<u>\$ 83,050</u>
		\$118,800

**Project 00-28H - 11,800 (+4.4%) Tons to Roca, NE Stockpile**

LeRoy Hiskey Trucking, Inc. (Hauler)	\$2.89/Ton	\$ 34,102
Kerford Limestone (Producer)	\$7.55/Ton	<u>\$ 89,090</u>
		\$123,192

**TOTAL COST OF HAULING AND PRODUCTION: \$431,302**

**MOTION:** Steinman moved and Workman seconded approval.

In response to a question asked by Workman, Kathy Smith, Assistant Purchasing Agent, stated there was only one producer who bid.

**ROLL CALL:** Workman, Campbell and Steinman voted aye. Motion carried.

- I. **Recommendation from the Purchasing Agent and the County Engineer to award a bid to H.R. Bookstrom Construction, in the amount of \$47,880, for repair of County Bridge E-171 located on West Bluff Road between Northwest 70<sup>th</sup> and 84<sup>th</sup> Streets. (19992424)**

**MOTION:** Steinman moved and Workman seconded approval.

Workman noted there were five bids on the project ranging from \$48,000 to \$99,000.

**ROLL CALL:** Campbell, Steinman and Workman voted aye. Motion carried.

- J. **Recommendation from the Purchasing Agent and the County Engineer to award a bid to H.R. Bookstrom Construction, in the amount of \$42,294, for repair of County Bridge Y-217 located on Firth Road between Highway 43 and South 176<sup>th</sup> Street. (19992425)**

**MOTION:** Steinman moved and Workman seconded approval.

Workman noted there were five bids ranging from \$42,000 to \$69,000.

**ROLL CALL:** Campbell, Steinman and Workman voted aye. Motion carried.

- K. **Authorization of National Bank of Commerce (NBC), as Trustee, to disburse \$117,538.92 from the Juvenile Detention Center bond proceeds to Sinclair Hille and Associates for architectural services and \$3,415.50 to Thomas Morrow Associates, Inc. for food service consulting relative to the Juvenile Detention facility. (19992420)**

**MOTION:** Steinman moved and Workman seconded approval.

Workman noted that there is 100 percent completion on program site selection, schematic design and design development, with 75 percent completion on construction documents, mechanical/electrical engineering, structural engineering and security hardware specifications.

**ROLL CALL:** Campbell, Workman and Steinman voted aye. Motion carried.

- L. Authorization of National Bank of Commerce (NBC), as Trustee, to disburse \$6,579.86 from the Juvenile Detention Center bond proceeds to Ameritas Investment Corporation for financial advisor fee associated with issuing the bonds and \$1,230.63 to County/City Property Management for labor and materials used in the asbestos survey and removal from the site of the detention facility. (19992430)**

**MOTION:** Workman moved and Steinman seconded approval.

Campbell noted that the Property Management Department performed the asbestos removal which was a savings to the County.

**ROLL CALL:** Campbell, Steinman and Workman voted aye. Motion carried.

- M. Designation of the official newspaper(s) for Lancaster County for 2000 for publication of transportation projects. (19992367)**

**MOTION:** Workman moved and Steinman seconded approval. On call Steinman, Workman and Campbell voted aye. Motion carried.

- N. Reappointment of Dan Nolte, Register of Deeds, to serve on the Merit Commission Board, commencing January 1, 2000 and expiring December 31, 2002. (19992405)**

Terry Wagner, County Sheriff, explained that the Merit Commission is statutorily regulated and governs their hiring, promotion, firing and disciplinary process.

**MOTION:** Steinman moved and Workman seconded approval. On call Workman, Campbell and Steinman voted aye. Motion carried.

- O. Appointment of William H. Coleman, Brian Mathers and Bob Wilhelm to the Community Mental Health Center Advisory Committee, term commencing January, 2000 and ending December 2003. (19992408) (19992409)**

**MOTION:** Steinman moved and Workman seconded approval. On call Steinman, Workman and Campbell voted aye. Motion carried.

- 6) **CONSENT ITEMS:** These are items of business that are routine and which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

- A. Setting of a public hearing for Tuesday, January 4, 2000 at 1:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building for County Change of Zone 192 and County Miscellaneous 99003, requested by the Director of Planning on behalf of the Director of Public Works and Utilities and the Director of Building and Safety, to revise sections 11.011, 11.023 and 11.029 of the Lancaster County Zoning Resolution, and sections 7.01, 7.02 and 7.04 of the Lancaster County Land Subdivision Resolution, to require that all elevations and topographic data for floodplain development permits and preliminary plats be submitted in North American Vertical Datum (NAVD) 1988. (19992410)
- B. Contracts between the County Engineer and the following relating to road improvements:
- \* Thomas L. and Jackie M. Hinzman on Southwest 40<sup>th</sup> Street, Van Dorn to "A" Streets, in the amount of \$1,155 (19992383)
  - \* Jerry L. and Lynette M. Trejo on Southwest 40<sup>th</sup> Street, Van Dorn to "A" Streets, in the amount of \$253 (19992384)
  - \* Darrell H. Eggerling on Southwest 40<sup>th</sup> Street, Van Dorn to "A" Streets, in the total amount of \$2,874 (19992385) (19992386)
  - \* Nancy L. Buck on Southwest 40<sup>th</sup> Street, Van Dorn to "A" Streets, in the total amount of \$6,835 (19992387) (19992388)
  - \* Gene R. and Cathleen A. Oltman on Southwest 40<sup>th</sup> Street, Van Dorn to "A" Streets, in the total amount of \$4,848.75. (19992414) (19992415)
  - \* Alan L. and Pamela M. Cox on Southwest 40<sup>th</sup> Street, Van Dorn to "A" Streets, in the amount of \$343.75. (19992416)
  - \* Janet H. and Erich H. Broer on Southwest 40<sup>th</sup> Street, Van Dorn to "A" Streets, in the amount of \$1,026. (19992417)
  - \* Thomas B. and Ava J. Huber on Southwest 40<sup>th</sup> Street, Van Dorn to "A" Streets, in the total amount of \$4,412.50. (19992418) (19992419)
  - \* City of Lincoln on North 70<sup>th</sup> Street, Interstate 80 to Waverly Road, in the total amount of \$1,173.96 (19992389) (19992390) (19992391) (19992392) (19992393) (19992394) (19992395) (19992396) (19992397) (19992398) (19992399) (19992400) (19992401) (19992402) (19992403) (19992404)
  - \* David D. and Nancy K. Alder on Yankee Hill Road. These are land donations. (19992411) (19992412) (19992413)

**MOTION:** Steinman moved and Workman seconded approval of the Consent Items. On call Steinman, Workman and Campbell voted aye. Motion carried.

7) **ADJOURNMENT:**

**MOTION:** Workman moved and Steinman seconded adjournment of the Board of Commissioners meeting. On call Workman, Campbell and Steinman voted aye. Motion carried.

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Bruce Medcalf  
County Clerk